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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/044,157	01/09/2002	Arthur Joseph Blake JR.	18133-096	1092
7590 11/16/2005 MINTZ, LEVIN, COHN, FERRIS, GLOVSKY and POPEO, P.C. One Financial Center Boston, MA 02111			EXAMINER KIM, ANDREW	
			ART UNIT 3714	PAPER NUMBER

DATE MAILED: 11/16/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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<b>Office Action Summary</b>	<b>Application No.</b> 10/044,157	<b>Applicant(s)</b> BLAKE, ARTHUR JOSEPH	
	<b>Examiner</b> Andrew Kim	<b>Art Unit</b> 3714	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 08 November 2005.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 9-13, 15, 17-25, 28 and 29 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 9-13, 15, 17-25, 28 and 29 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## **DETAILED ACTION**

### ***Claim Rejections - 35 USC § 102***

The text of those sections of Title 35, U.S. Code 102 not included in this action can be found in a prior Office action.

Claims 15, 22 and 28 are rejected under 35 U.S.C. 102(e) as being anticipated by Markofer (US 6,953,231 B2).

Claim 15:

- a. a main housing having a front face with at least one bay form in the front face (fig. 3).
- b. A surge suppression system (fig. 8).
- c. At least one movable storage module disposed within the at least one bay in the main housing, wherein the storage module is constructed and arranged to store at least one of a disk and a memory card (the drawers in fig. 3)

Claim 22: Fig. 8, element 88 discloses a power strip with surge protection at the outlets to surge protect one or more electronic devise through at least one jack.

Claim 28: As previously discussed Markofer discloses a housing having a front face, storage means for storing video game components (drawers) and a surge protected power means (fig. 8, element 88).

***Claim Rejections - 35 USC § 103***

The text of those sections of Title 35, U.S. Code 103 not included in this action can be found in a prior Office action.

Claims 9,10, and 13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Cordella et al. (US 2001/0054029) in view of Kazarian (US 6,486,868 B1).

Claims 9,10, and 13: Cordella discloses a computer with modem, network card, cd-rom, and a television card (paragraph 119). One of ordinary skill in the art at the time the invention was made would have known to connect the computer to a surge protector to protect the system from power surges. The Cordella reference, when modified by the Kazarian reference, teaches the invention as claimed.

Claim 9:

- a. a desktop computer has a front face with at least one bay formed in the front face (the cd-rom).
- b. at least one movable store module having guide rails disposed in the at least one bay. A cd-rom meets the claim language because it has guide rails and can also store a disk in the drive.
- c. Cordella's desktop with the previously discussed features discloses the invention as claimed except for a controller clip. However, the Kazarian reference teaches a controller clip or holder (col. 2, line 49) for the purpose of holding the input devices. Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to

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modify a computer with a controller clip as taught by the Kazarian reference in order to hold input devices.

- d. A surge suppression system, is taught by the power strip with surge protection.

Claim 10: a typical surge protector has one or more surge protected power outlets.

Claim 13: a coaxial cable jack is attached to all television cards. A RJ 45 jack is attached to all network cards. A RJ 11 jack is attached to all modems.

Claims 11 and 12 are rejected under 35 U.S.C. 103(a) as being unpatentable over Cordella et al. in view of Kazarian (US 6,486,868 B1) in view of Ortiz (US 5,359,540 A).

Claims 11 & 12: Cordella's computer with the previously discussed features at the time of the invention as modified by Kazarian discloses the invention as claimed except for a surge suppression system with a power on and a surge protection status light. However, the Ortiz reference teaches a surge suppression system (col. 19, line 48) that provides further surge protection to one or more electronic devices (Fig. 1) with a power on and a surge protection status light (col. 4, line 48) for the purpose of protecting the computer from surges. Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to modify a computer as modified by Kazarian with a surge suppression system that provides further surge protection to one or more electronic devices with a power on and a surge protection status light as taught

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by the Ortiz reference in order to protect the computer from surges and notify the user when the invention is turned on.

Claims 17-19, 21, 23, 29 are rejected under 35 U.S.C. 103(a) as being unpatentable over Markofer.

One of ordinary skill in the art at the time of the invention was made, would have known that:

Claim 17: the drawers can store at least one of a DVD, a CD-ROM, and a video game disk.

Claim 18: the drawers or sliding trays can store a disk and a memory card.

Claim 19: the front face of a drawer is analogous to a door because when a door is pulled by the handle, the door reveals what is behind it, in the same sense the front face of a drawer has a handle that when pulled reveals what is behind it.

Claim 21: the drawers can store at least one of a DVD, a CD ROM, a memory card, and a video game disk in their original cases.

Claim 23: Markofer discloses the invention as claimed except for a coaxial cable jack, a RJ 45 jack, and a RJ 11 jack. However, one of ordinary skill in the art at the time the invention was made would have known that any computer with a modem, network card, cd-rom, and television card would have a coaxial cable jack, a RJ 45 jack, and a RJ 11 jack. It is obvious to place a computer into Markofer's invention because it is a computer desk. Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the Markofer reference with a computer with a coaxial cable jack, RJ 45 jack, and a RJ 11 jack in order to convenience the user.

Claim 29: As previously discussed, Markofer discloses the claimed invention except for the mounting feet on a top surface of the housing. However, it is old and well known in the art to put mounting feet to provide airflow between the housing and the game console.

Claim 20 is rejected under 35 U.S.C. 103(a) as being unpatentable over Markofer in view of Crimmel (US 1,478,381).

Claim 20: The Markofer reference discloses the invention as claimed except labels. However, the Crimmel reference teaches labels on drawers for the purpose of organization. Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to modify the Markofer reference with labels on drawers as taught by the Crimmel reference in order to organize the contents of the drawers.

Claims 24 and 25 are rejected under 35 U.S.C. 103(a) as being unpatentable over Markofer in view of Wagner, Jr. (US 4,494,754).

Claims 24 and 25: The Markofer reference discloses the invention as claimed except a controller clip which is configured to cradle a video game controller and arrange to accept a video game controller cord. The Wagner reference teaches a controller clip or holders (fig. 3, 21-24). From the figure, one of ordinary skill in the art can see that it is configured to accept a video game controller cord. Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to modify the Markofer reference with a controller clip which is configured to cradle a video game controller and arrange to accept a video game controller cord as taught by the Wagner reference in order to hold a video game controller in place.

***Conclusion***

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

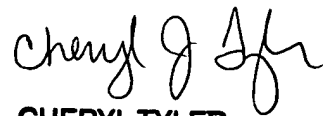
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Andrew Kim whose telephone number is 571-272-1691. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Cheryl Tyler can be reached on 571-272-4834. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.



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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

A handwritten signature in cursive script, appearing to read "Cheryl J. Tyler".

**CHERYL TYLER**  
**SUPERVISORY PATENT EXAMINER**